

***AN ADJOURNED MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS  
WAS HELD MARCH 31, 2009 AT 4:00 P.M. IN WARRENTON, VIRGINIA***

P R E S E N T      Mr. Raymond E. Graham; Mr. Terrence L. Nyhous; Mr. Peter B. Schwartz;  
Mr. Chester W. Stribling; Mr. R. Holder Trumbo; Mr. Paul S. McCulla,  
County Administrator; Mr. Kevin J. Burke, County Attorney

A B S E N T      None

**FISCAL YEAR 2010 BUDGET WORK SESSION**

Withdrawn.

**ADOPTION OF AGENDA**

Mr. Nyhous moved to adopt the agenda with the following changes. Mr. Stribling seconded and, following discussion, the vote for the motion unanimous as follows:

*Ayes:                      Mr. Raymond E. Graham; Mr. Terrence L. Nyhous; Mr. Peter B. Schwartz; Mr. Chester W. Stribling; Mr. R. Holder Trumbo*  
*Nays:                      None*  
*Absent During Vote:    None*  
*Abstention:              None*

- Reverse order of agenda items.

**AN ORDINANCE TO ESTABLISH A SEPARATE CLASSIFICATION OF PERSONAL PROPERTY WITHIN SECTION 8-29.2 OF THE COUNTY CODE FOR MOTOR VEHICLE CARRIERS WITH A SEATING CAPACITY OF NOT LESS THAN 30 PERSONS, INCLUDING THE DRIVER**

Mr. Nyhous moved to adopt the following resolution. Mr. Stribling seconded and, following discussion, the vote for the motion unanimous as follows:

*Ayes:                      Mr. Raymond E. Graham; Mr. Terrence L. Nyhous; Mr. Peter B. Schwartz; Mr. Chester W. Stribling; Mr. R. Holder Trumbo*  
*Nays:                      None*  
*Absent During Vote:    None*  
*Abstention:              None*

## ORDINANCE

### AN ORDINANCE TO ESTABLISH A SEPARATE CLASSIFICATION OF PERSONAL PROPERTY WITHIN SECTION 8-29.2 OF THE COUNTY CODE FOR MOTOR VEHICLE CARRIERS WITH A SEATING CAPACITY OF NOT LESS THAN 30 PERSONS, INCLUDING THE DRIVER

WHEREAS, Virginia Code §58.1-3506 provides that a County may establish a separate category of personal property for applicable to motor vehicles with a seating capacity of not less than 30 persons, including the driver; and

WHEREAS, Section 8-29.2 of the Code of Fauquier County establishes the separate categories of personal property for taxation purposes; and

WHEREAS, the Board of Supervisors has held a public hearing to receive citizen comment on a proposed amendment of Section 8-29.2 to consider establishing such a separate category; and

WHEREAS, by the adoption of this ordinance the Board of Supervisors determines that it is in the best interest of the citizens and businesses of Fauquier County to establish such a separate category of personal property; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 31<sup>st</sup> day of March 2009, That Section 8-29.2 of the Code of Fauquier County be, and is hereby, amended as follows:

#### **Sec. 8-29.2. Separate classifications of tangible personal property for taxation.**

Pursuant to authority granted by section 58.1-3506.A of the Code of Virginia, 1950, as amended, the items set forth below are declared to be a separate class of tangible personal property for taxation purposes:

(Subsections 1 and 2 are unchanged, and the following subparagraph 3 is added)

(3) Motor vehicles with a seating capacity of not less than 30 persons, including the driver.

**A RESOLUTION TO ADOPT AND APPROPRIATE THE FISCAL YEAR 2010  
BUDGET AND THE TAX RATES FOR CALENDAR YEAR 2009**

Mr. Nyhous moved to adopt the following resolution. Mr. Graham seconded and, following discussion, the vote for the motion unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Terrence L. Nyhous; Mr. Peter B. Schwartz; Mr. Chester W. Stribling; Mr. R. Holder Trumbo*  
*Nays: None*  
*Absent During Vote: None*  
*Abstention: None*

**RESOLUTION**

**A RESOLUTION TO ADOPT AND APPROPRIATE THE FISCAL YEAR (FY) 2010  
BUDGET AND THE TAX RATES FOR CALENDAR YEAR 2009**

WHEREAS, it is the responsibility of the Fauquier County Board of Supervisors to approve and control the County's fiscal plan for FY 2010; and

WHEREAS, the Board of Supervisors has received and reviewed the County Administrator's Proposed Budget for FY 2010; and

WHEREAS, it is the responsibility of the Fauquier County Board of Supervisors to set the tax rates for Calendar Year 2009; and

WHEREAS, the Board of Supervisors has received comments on the proposed tax rates and the proposed budget from citizens of Fauquier County at a duly advertised public hearing; and

WHEREAS, it is the intent of the Board of Supervisors that departments and agencies shall adhere to the budgeted funds in accordance with departmental budgets presented by the County Administrator and adjusted by the Board of Supervisors; and

WHEREAS, there are funds in the Capital Fund which will be unexpended at the end of FY 2009; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 31<sup>st</sup> day of March 2009, That the following tax rates for Calendar Year 2009 be, and are hereby, approved, as set forth below; and, be it

RESOLVED FURTHER, That the following budgets totaling \$250,353,935 be, and are hereby, approved effective July 1, 2009, as set forth below; and, be it

RESOLVED FURTHER, That local tax supported expenditures of the School Division's overall budget of \$139,572,902 shall not exceed \$98,070,037 of local funds; and, be it

RESOLVED FURTHER, That all outstanding encumbrances at June 30, 2009, are hereby re-appropriated to the 2009-10 fiscal year to the same department or account for which they are encumbered in the previous year; and, be it

RESOLVED FURTHER, That all unencumbered appropriations lapse for budget items other than capital projects and grants; and, be it

RESOLVED FURTHER, That appropriations designated for capital projects that are unexpended as of June 30, 2009, are hereby re-appropriated for those projects. In addition, the County Administrator may approve necessary accounting transfers between funds to enable the proper accounting for capital projects; and, be it

RESOLVED FURTHER, That the approval by the Board of Supervisors of any grant of funds to the County constitutes the appropriation of both the revenue to be received from the grant and the County's expenditures required by the terms of the grant, if any. Grant appropriations unexpended as of June 30, 2009, are hereby re-appropriated for those purposes. Upon completion of a grant project, staff is authorized to close out the grant and transfer any remaining balances back to the funding source; and be it

RESOLVED FINALLY, That all financial activities, purchases, travel, personnel actions, etc., shall be in accordance with the policies and procedures established by the Board of Supervisors and administered by the County Administrator.

#### CALENDAR YEAR 2009 COUNTY TAX RATES

Real Estate.....	\$0.725 per \$100 of assessed valuation
Real Estate – Fire and Rescue Levy.....	\$0.035 per \$100 of assessed valuation
Conservation Easement Purchase Levy...	\$0.005 per \$100 of assessed valuation
Marshall Street Light Levy.....	\$0.005 per \$100 of assessed valuation
Personal Property.....	\$4.65 per \$100 of assessed valuation
Personal Property – Fire and Rescue.....	\$0.25 per \$100 of assessed valuation
Motor Homes, Camper Trailers, Boats...	\$1.50 per \$100 of assessed valuation
Motor Vehicle Carriers (30+passengers)...	\$1.00 per \$100 of assessed valuation
Mobile Homes.....	\$0.765 per \$100 of assessed valuation
Machinery and Tools.....	\$4.65 per \$100 of assessed valuation
Aircraft.....	\$0.001 per \$100 of assessed valuation
Specially Equipped Handicap Vehicles...	\$0.05 per \$100 of assessed valuation

*Note: The Bethel Academy Street Service District shall consist of a \$522.06 surcharge per lot located within the district.*

## ***FY 2010 ADOPTED BUDGET***

### **FY 2010 Expenditures**

#### **GENERAL FUND**

##### **General Government**

Board of Supervisors	\$254,905
Budget Office	\$395,361
Commissioner of the Revenue	\$1,245,548
County Administration	\$756,986
County Attorney	\$598,416
Finance	\$1,446,902
Human Resource Management	\$1,568,994
Independent Auditor	\$123,411
Information Technology	\$2,331,823
Geographic Information System	\$274,943
Registrar	\$372,441
Treasurer	<u>\$965,490</u>
<b>Subtotal</b>	<b>\$10,335,220</b>

##### **Judicial Administration**

Adult Court Services	\$806,195
Circuit Court	\$130,721
Clerk of the Circuit Court	\$1,083,759
Commissioner of Accounts	\$2,400
Commonwealth's Attorney	\$899,828
General District Court	\$14,685
Juvenile & Domestic Relations Court	\$14,366
Magistrates	<u>\$87,773</u>
<b>Subtotal</b>	<b>\$3,039,727</b>

##### **Public Safety**

Detention Center	\$567,328
Northwestern Regional Adult Detention Center	\$1,418,755
Juvenile Detention	\$407,683
Juvenile Probation	\$4,284
Fire and Emergency Services	\$2,855,222
Sheriff	<u>\$12,781,174</u>
<b>Subtotal</b>	<b>\$18,034,446</b>

##### **Public Works**

Environmental Services - Convenience Sites	\$2,623,262
General Services	<u>\$5,146,728</u>
<b>Subtotal</b>	<b>\$7,769,990</b>

#### **Health and Welfare**

Community Services Board	\$347,009
Comprehensive Services Act	\$3,114,139
Public Health	\$490,198
Social Services	<u>\$5,361,085</u>
<b>Subtotal</b>	<b>\$9,312,431</b>

#### **Culture**

Library	\$1,978,461
Lord Fairfax Community College	\$41,770
Parks and Recreation	<u>\$3,296,590</u>
<b>Subtotal</b>	<b>\$5,316,821</b>

#### **Community Development**

Agriculture Development	\$37,552
Community Development	\$3,128,410
Contributions	\$412,752
Economic Development	\$451,620
Extension Office	\$122,378
John Marshall SWCD	\$126,884
Planning Commission/BZA/ARB	<u>\$165,185</u>
<b>Subtotal</b>	<b>\$4,444,781</b>

#### **Non-Departmental**

Debt Service	\$929,705
Alice Jane Childs Building	\$163,990
Non-Departmental	<u>\$2,599,184</u>
<b>Subtotal</b>	<b>\$3,692,879</b>

#### **Transfers**

Capital Improvements Fund	\$410,000
Affordable Housing Fund	\$207,432
Airport	\$16,000
School Division Operating	<u>\$98,070,037</u>
<b>Subtotal</b>	<b>\$98,703,469</b>

<b>Total General Fund</b>	<b>\$160,649,764</b>
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**OTHER FUNDS**

**Airport Enterprise Fund**

Airport	\$836,422
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<b>Subtotal</b>	<b>\$836,422</b>
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**Affordable Housing Fund**

Affordable Housing	\$207,432
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<b>Subtotal</b>	<b>\$207,432</b>
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**Ambulance Billing**

Ambulance Billing	\$680,306
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<b>Subtotal</b>	<b>\$680,306</b>
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**Environmental Services**

Environmental Services	\$4,945,577
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<b>Subtotal</b>	<b>\$4,945,577</b>
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**Internal Services Fund**

Fleet Maintenance	\$3,287,227
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<b>Subtotal</b>	<b>\$3,287,227</b>
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**Regional Governor's School**

Regional Governor's School	\$910,244
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<b>Subtotal</b>	<b>\$910,244</b>
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**School Food Service Fund**

School Food Service	\$4,521,867
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<b>Subtotal</b>	<b>\$4,521,867</b>
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**School Division Fund**

School Operating	\$126,402,677
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Debt Services	\$13,170,225
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<b>Subtotal</b>	<b>\$139,572,902</b>
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**School Textbook Fund**

School Textbook	\$432,692
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<b>Subtotal</b>	<b>\$432,692</b>
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<b>Volunteer Fire and Rescue Fund</b>	
Volunteer Fire and Rescue	\$4,641,971
<b>Subtotal</b>	<b>\$4,641,971</b>
<b>Conservation Easement</b>	
Conservation Easement Service District	\$641,000
<b>Subtotal</b>	<b>\$641,000</b>
<b>Capital Fund</b>	
Capital Fund	\$6,960,000
<b>Subtotal</b>	<b>\$6,960,000</b>
<b>Health Insurance</b>	
Health Insurance	\$20,770,000
<b>Subtotal</b>	<b>\$20,770,000</b>
<b>TOTAL ALL FUNDS</b>	<b>\$349,057,404</b>
<i>Less County Transfer</i>	<i>(\$98,703,469)</i>
<b>TOTAL COUNTY EXPENDITURES</b>	<b>\$250,353,935</b>

### **FY 2010 Revenues**

<b>LOCAL REVENUE</b>	
<b>General Property Taxes</b>	
Real Estate Tax	\$85,716,786
Public Service	\$4,521,400
Personal Property Tax	\$17,116,000
Rollback Taxes	\$75,000
Bethel Academy District	\$55,600
Delinquent Real Estate Tax	\$725,000
Delinquent Personal Property Tax	\$450,000
Delinquent Public Service	\$70,000
Penalties - Real Property - All	\$800,000
Interest - All	<u>\$350,000</u>
<b>Subtotal</b>	<b>\$109,879,786</b>

**Other Local Taxes**

Sales Tax (Local)	\$6,100,000
Utility Tax	\$1,400,000
Utility Consumption Tax	\$155,000
Communications Tax	\$3,222,765
BPOL Tax	\$1,500,000
Auto License Fees	\$1,730,000
Bank Stock Tax	\$180,000
Recording Tax & Fees (Deeds)	\$1,600,000
Recording Tax & Fees (Wills)	\$30,000
Transient Tax	<u>\$121,000</u>
<b>Subtotal</b>	<b>\$16,038,765</b>

**Permits, Fees, and Licenses**

Dog Tags	\$15,000
Land Use Fees	\$14,000
Transfer Fees	\$2,100
Concealed Weapon Permits	\$2,000
Community Development Fees	<u>\$1,317,835</u>
<b>Subtotal</b>	<b>\$1,350,935</b>

**Fines and Forfeitures**

Local Fines	\$400,000
Court Judgment Proceeds	\$3,000
Interest On Local Fines	<u>\$6,000</u>
<b>Subtotal</b>	<b>\$409,000</b>

**Use of Money and Property**

Interest Income General Fund	\$1,200,000
Sale of Equipment/Vehicles	\$30,000
Rental Of County Property	\$41,117
Rental Health Department	\$25,699
Rental of Armory	\$22,440
Rental Alice Jane Childs Building	<u>\$202,021</u>
<b>Subtotal</b>	<b>\$1,521,277</b>

**Charges for Services**

Excess Fees	\$50,000
Sheriff Fees	\$3,742
Courtroom Security	\$145,000

Detention Fee	\$3,500
Law Library Fees	\$15,000
Local Cost	\$3,200
Courthouse Maintenance Fees	\$35,000
Inmate DNA	\$200
Inmate Processing Fee	\$5,000
Commonwealth's Attorney Fees	\$2,300
Correction and Detention Charges	\$37,000
Street Signs	\$2,000
Parks & Recreation	\$484,239
Recycling Fees	\$366,000
Library Fees	\$60,000
Sales of Tax Maps	\$165
Sales of GIS Maps	\$20,000
Sales of Commissioner of Revenue GIS Maps	<u>\$250</u>
<b>Subtotal</b>	<b>\$1,232,596</b>

<b>Miscellaneous</b>	<b>\$91,161</b>
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**Recovered Costs**

Other Government Charges	\$11,000
Jail Boarding - Other Governments	\$500
Work Release	\$80,000
Canteen Medical Reimbursement	\$4,500
Home Incarceration Fees	\$12,000
CSA Refunds	\$21,539
Miscellaneous	<u>\$13,120</u>
<b>Subtotal</b>	<b>\$142,659</b>

<b>Total Local Revenue</b>	<b>\$130,666,179</b>
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**STATE REVENUE**

**Non-Categorical Aid**

Rolling Stock Tax	\$70,000
Mobile Home Titling Tax	\$57,119
Rental Car Tax	\$14,672
State Personal Property Tax Relief	\$13,659,496
E-911 Wireless Program	<u>\$93,677</u>
<b>Subtotal</b>	<b>\$13,894,964</b>

**Categorical Aid****Shared Expenses**

Commonwealth's Attorney	\$486,835
Sheriff	\$3,574,551
Commissioner of the Revenue	\$209,514
Treasurer	\$192,484
Registrar	\$63,752
Clerk of the Court	\$481,190
Adult Confinement - Detention	<u>\$300,000</u>
<b>Subtotal</b>	<b>\$5,308,326</b>

**Welfare**

Social Services	\$1,198,457
Comprehensive Services Act	<u>\$1,556,885</u>
<b>Subtotal</b>	<b>\$2,755,342</b>

**Other Categorical Aid**

Recordation Tax	\$450,000
Library Aid	\$183,318
Commissioner of the Arts	\$5,000
Jury Duty Reimbursement	\$25,000
Adult Court Services - Pretrial	\$180,602
Comprehensive Community Corrections	\$253,240
VA Juvenile Community Crime Control	\$50,191
Armory	\$9,500
Miscellaneous	<u>\$22,750</u>
<b>Subtotal</b>	<b>\$1,179,601</b>

Possible State Reduction	<u>(\$302,232)</u>
<b>Total State Revenue</b>	<b>\$22,836,001</b>

**FEDERAL REVENUE****Categorical Aid**

Welfare Administration	<u>\$2,346,668</u>
<b>Subtotal</b>	<b>\$2,346,668</b>

<b>Total Federal Revenue</b>	<b>\$2,346,668</b>
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<b>Intergovernmental</b>	<b>\$615,929</b>
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<b>Use of Fund Balance</b>	<b>\$4,184,987</b>
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**Total General Fund** **\$160,649,764**

**Other Funds**

Regional Governor's School	\$910,244
School Division Fund	\$139,572,902
School Textbook Fund	\$432,692
School Cafeteria Fund	\$4,521,867
Internal Services - Fleet Maintenance	\$3,287,227
Conservation Easement Fund	\$641,000
Fire and Rescue Fund	\$4,641,971
Ambulance Billing	\$680,306
Affordable Housing Fund	\$207,432
Capital Improvements Fund	\$6,960,000
Airport Enterprise Fund	\$836,422
Environmental Services	\$4,945,577
Health Insurance	\$20,770,000
<b>Total Other Funds</b>	<b>\$188,407,640</b>

**TOTAL ALL FUNDS** **\$349,057,404**

*Less Local Support* *(\$98,703,469)*

**TOTAL COUNTY REVENUE** **\$250,353,935**

**ANNOUNCEMENTS**

- Mr. McCulla announced that the Board of Supervisors will hold its next regular meeting on April 9, 2009 at 6:30 P.M. in the Warren Green Building located 10 Hotel Street in Warrenton, Virginia.

With no further business, the meeting was adjourned at 4:10 P.M.

*I hereby certify that this is a true and exact record of actions taken by the Fauquier County Board of Supervisors on March 31, 2009.*

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*Paul S. McCulla*  
*Clerk to the Board of Supervisors*